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**DEC 14 2004**

**OFFICE OF PETITIONS**

In re Application of :  
Wellington et al. :  
Application No. 09/841,433 :  
Filed: April 24, 2001 :  
Attorney Docket No. TH-1944(US) :

**ON PETITION**

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed October 22, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to submit the issue fee and publication fee in a timely manner in reply to the Notice of Allowance mailed June 8, 2004, which set a statutory period for reply of three (3) months. Accordingly, the above-identified application became abandoned on September 9, 2004.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b).

A review of USPTO financial records indicates that the issue fee and publication fee have not been collected. Accordingly, \$1670.00 will be charged to petitioner's deposit account as authorized.

There is no indication that petitioner has submitted an Issue Fee Transmittal Form (PTOL-85b). Accordingly, if petitioner desires to have the information normally found thereon printed on the patent, the attached blank Issue Fee Transmittal Form should be completed and returned to the Publishing Division within **ONE MONTH** from the mail date of this decision.

This matter is being referred to the Publishing Division for processing into a patent.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3282.

*Liana Chase*  
Liana Chase  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

Enclosure: PTOL-85b